IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.4394 OF 2002

Jyoti R.Shukla & Anr. ...Petitioners

Vs.

Administrative Officer Ors. ...Respondents

Mr.Ashutosh R. Gole h/f. Mr.M.S.Lagu for the Petitioners.
Mr.B.G.Tangsali for Respondent Nos.1 to 4.
Mr.C.R.Sonawane, A.G.P. for Respondent Nos.5 and 6.

CORAM :- B.H.MARLAPALLE &
NARESH H.PATIL,JJ.

DATE :- 26TH SEPTEMBER,2006

P.C.

1. Heard Mr.Lagu the learned Counsel for the Petitioner. The original Petitioner Smt.Jyoti R.Shukla was appointed as an Assistant Teacher since 1992 and in the year 1997 she had obtained the B.Ed. qualification and on 23rd February, 2001, she was informed that the B.Ed. qualification she had obtained, was not recognized for appointment of Assistant Teacher in the secondary school and the said order is challenged. During the pendency of the Petition, the teacher died and her husband has came on record as the legal representative. The Petition, therefore, survives for recovery of arrears of salary, as applicable to the trained Assistant Teacher in a secondary school.

2. As per the order passed by this Court on 2nd May, 2006, the Education Officer and/or the Principal

Secondary, School Education and Sports Department, Government of Maharashtra was directed to clarify the following two issues.

a) Whether the B.Ed. course from the other Universities is recognized by the the State of Maharashtra ? and,

b) Whether the Correspondence Course for the B.Ed. Degree from the Jiwaji University, Madhya Pradesh, is recognized by the State of Maharashtra ?

3. The Education Officer (Secondary), Zilla Parishad, Thane has filed affidavit in reply and stated that the B.Ed. Course from other Universities are recognised by the State of Maharasthra provided the Course is regular and full time. It is further clarified that the B.Ed. Course conducted by the Jiwaji University, Madhya Pradesh as has been completed by the original Petitioner has not been recognised by the State of Maharashtra for being appointed as an Assistant Teacher in the secondary school and therefore, this Petition cannot be entertained.

4. The Petition is rejected summarily.

(NARESH H.PATIL,J.) **(B.H.MARLAPALLE,J.)**